

## ANDERSON KILL & OLICK, P.C.

Attorneys and Counsellors at Law

1251 AVENUE OF THE AMERICAS ■ NEW YORK, NY 10020  
TELEPHONE: 212-278-1000 ■ FAX: 212-278-1733  
www.andersonkill.com

Dennis J. Artese, Esq.  
dartese@andersonkill.com  
212-278-1246

January 11, 2013

By ECF

Honorable Cheryl L. Pollak  
United States Magistrate Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: *Eurohypo AG v. Travelers Property Casualty  
Company of America, No. 12-cv-372-SLT-CLP*

Dear Magistrate Judge Pollak:

We represent plaintiff Eurohypo AG, New York Branch, as Administrative Agent ("Eurohypo") in the above-referenced action. We are pleased to report that the parties engaged in mediation before John W. Perry, Jr., Esq. of Perry & Dampf Dispute Solutions. On January 9, 2012, the parties reached an agreement in principle with respect to the primary settlement terms, including the settlement amount. Additional time is needed to negotiate certain ancillary terms and to negotiate and prepare a mutually agreeable final settlement agreement. Thus, Eurohypo respectfully requests an adjournment of the February 12, 2013 conference.

Thank you for your consideration of this request.

Respectfully submitted,

/s/ Dennis J. Artese

Dennis J. Artese

cc: All Counsel (by ECF)  
John Perry, Esq. (by email)